## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UN	ITED STATES OF AMERICA	)	
	Plaintiff,	) 8:07CR305 )	
	vs.	) DETENTION ORDER	
FE	RNANDO RAYMUNDO,	, )	
	Defendant.	<b>,</b>	
A.	Order For Detention  After waiving a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act on September 12, 2007, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (i).		
B.	Statement Of Reasons For The Detention  The Court orders the defendant's detention because it finds:  X By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required.  By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person or the community.		
C.	Finding Of Fact The Court's findings are based on the evidence which was presented in court and that which was contained in the Pretrial Services Report, and includes the following:  X (1) Nature and circumstances of the offense charged:  X (a) The crime: use of a Social Security card obtained by fraud (Count I) in violation of 18 U.S.C. § 1546(a) carries a maximum sentence of ten years imprisonment; fraudulent use of another's Social Security number (Count II) in violation of 18 U.S.C. § 1028A carries a mandatory consecutive two year sentence of imprisonment; and falsely representing a Social Security number not assigned to him in an ERISA matter (Count III) in violation of 18 U.S.C. § 1027 carries a maximum sentence of five years imprisonment.  (b) The offense is a crime of violence.  (c) The offense involves a narcotic drug.  (d) The offense involves a large amount of controlled substances, to wit with the weight of the evidence against the defendant including:  (a) General Factors:  The defendant appears to have a mental condition which may affect whether the defendant will appear.  X The defendant has no steady employment.  X The defendant has no steady employment.  X The defendant has no steady employment.  X The defendant has no substantial financial resources.  X The defendant has a history relating to drug abuse.  The defendant has a history relating to drug abuse.  The defendant has a history relating to drug abuse.  The defendant has a history relating to alcohol abuse.  The defendant has a significant prior criminal record.		

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		The defendant has a prior record of failure to appear at
		court proceedings.
(b)	At the tir	ne of the current arrest, the defendant was on:
` ,		Probation
		Parole
		Release pending trial, sentence, appeal or completion of
		sentence.
(c)		
` ,	Χ	The defendant is an illegal alien and is subject to
		deportation.
		The defendant is a legal alien and will be subject to
		deportation if convicted.
		The Bureau of Immigration and Custom Enforcement
		(BICE) has placed a detainer with the U.S. Marshal.
		Other:

## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: September 12, 2007. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge